

president and managers shall enter into bond, conditioned for the payment of the damages assessed to the person or persons who may be duly authorised to receive the same, and shall lodge said bond, and a copy of such valuation, in the office of the clerk of the county court, to be by him recorded; and upon such bond, or any office copy thereof, suit or suits may be instituted against the obligors therein named, by any person or persons entitled to receive such damages; and the justice and sheriff shall be entitled to receive the same fees for services under this act as they are allowed in similar cases, and the persons summoned as jurymen to value the damages sustained as aforesaid, shall each receive one dollar for every day he shall attend for that purpose, which fees and allowance shall be paid by the president and managers of the company at whose instance the persons may have been summoned; and the said president, managers and company, and the persons employed by them, shall have power to remove the said materials for making the road aforesaid from and over any ground not in grain or meadow, on their paying to the owner or owners of such ground a reasonable compensation for any injury or damages occasioned by such removal, to be ascertained by a jury in case the same cannot be obtained by consent or agreement of the parties.

Dec. Secs. 1817

12. *And be it enacted*, That the said respective presidents, managers and companies, shall cause the said roads to be laid out and opened sixty-six feet wide, and bridges to be erected over all the waters crossing the said roads, and shall cause twenty feet thereof in breadth, at least, to be made an artificial road, which shall be bedded with wood, stone or gravel, or any other hard substance, well compacted together, a sufficient depth to secure a solid foundation to the same; and the said roads shall be faced with gravel, or stone pounded, or other small hard substance, in such manner as to secure a firm, and as near as the materials will reasonably admit, an even surface, and so nearly level in its progress as that it shall in no place rise or fall more than will form an angle of four degrees with an horizontal line, except over the Catoctin and South Mountains, where it may rise or fall to an angle of five degrees with a horizontal line, and shall for ever thereafter, during the continuance of the said incorporation, maintain and keep the same in good and perfect order and repair.

Bridges to be erected—width of the road:

13. *And be it enacted*, That as soon as either of the said presidents, managers and companies, shall have perfected either of the said roads for any distance from either end of the said roads not less than five miles, and so on from time to time any other like distance progressively, they shall give notice thereof to the governor of this state, who shall thereupon forthwith nominate and appoint three skilful and judicious persons to view and examine the same, and report to him, in writing, whether the said roads are so far extended in a masterly workmanlike manner, according to the true intent and meaning of this act, and if their report shall be in the affirmative, then the governor shall, by license under his hand, and seal of the state, permit and suffer the said respective presidents, managers and companies, to erect and fix such and so many gates or turnpikes upon and across the said roads, as will be necessary and sufficient to collect the tolls and duties herein after granted to the said companies, from all persons travelling on the same with horses, cattle, wagons, carts and carriages.

Roads being perfected five miles gates may be erected.